

FILE: Minutes File

DESCRIPTION:

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
MONDAY, APRIL 21, 1980
AT 2:00 P.M.
IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Deputy Mayor Lowery at 2:13 p.m. The meeting was recessed by Deputy Mayor Lowery at 4:16 p.m. The meeting was reconvened by Deputy Mayor Lowery at 4:24 p.m. with Councilmembers Gotch, Killea and Mayor Wilson not present. Deputy Mayor Lowery adjourned the meeting at 5:58 p.m.

ATTENDANCE DURING THE MEETING:

- (M) Mayor Wilson-excused by R-251856 (recovering from surgery).
(1) Councilmember Mitchell-excused by R-251643 (for vacation).
(2) Councilmember Cleator-present.
(3) Councilmember Lowery-present.
(4) Councilmember Williams-present.
(5) Councilmember Schnaubelt-present.
(6) Councilmember Gotch-present.
(7) Councilmember Stirling-present.
(8) Councilmember Killea-present.
Clerk-Abdelnour

Apr-21-1980 ITEM-1:

FILE: Minutes File

DESCRIPTION:

Clerk Abdelnour called the roll:

Mayor Wilson-not present.

Councilmember Mitchell-present.

Councilmember Cleator-present.

Councilmember Lowery-present.

Councilmember Williams-present.

Councilmember Schnaubelt-present.

Councilmember Gotch-present.

Councilmember Stirling-present.

Councilmember Killea-present.

Apr-21-1980 ITEM-10:

FILE: Minutes File

DESCRIPTION:

Invocation was given by David Vanlandingham, Minister, Pacific Beach Church of Christ.

Apr-21-1980 ITEM-20:

FILE: Minutes File

DESCRIPTION:

Pledge of Allegiance was led by Councilmember Schnaubelt.

Apr-21-1980 ITEM-30:

FILE: Minutes File

DESCRIPTION:

Approval of the Council Minutes for the Meetings of:

03-17-80 P.M.

03-18-80 A.M. and P.M.

03-24-80 P.M.

03-25-80 A.M. and P.M.

03-31-80 P.M.

04-01-80 A.M.

COUNCIL ACTION: (Tape location: A028).

Approved.

MOTION BY GOTCH TO APPROVE. Second by Williams. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not present

Apr-21-1980 * ITEM-50:

FILE: ZONE 3/21/80 O-15240

DESCRIPTION:

(O-80-258) Incorporating LOT B, BLOCK 384, HORTON'S ADDITION LOCKLING, MAP-369

(approximately 5,000 square feet), located on the east side of Third Avenue between Thorn Street and Spruce Street, in the Uptown Community Plan Area, into CO Zone. (CASE-12-80-3. Introduced 4/8/80. Council voted 5-3.

Districts 4, 6 and 8 voted nay. District 1 not present.)

COUNCIL ACTION: (Tape location: A045).

Adopted as Ordinance O-15240 (New Series).

MOTION BY STIRLING TO DISPENSE WITH THE READING AND ADOPT. Second by Williams. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-nay. Schnaubelt-yea. Gotch-nay. Stirling-yea. Killea-nay. Mayor Wilson-not present.

Apr-21-1980 * ITEM-51:

FILE: ZONE 3/21/80 O-15241

DESCRIPTION:

(O-80-259) Incorporating a portion of PUEBLO LOT 1323 of the PUEBLO LANDS OF SAN DIEGO, MISCELLANEOUS MAP-36, into SR ZONE, located on the west side of North Torrey Pines Road between Genesee Avenue and Torrey Pines Scenic Drive, in the University Community Plan Area. (CASE-36-80-1. Introduced 4/8/80. Council voted 7-0. Districts 1 and 5 not present.)

COUNCIL ACTION: (Tape location: A045)

Adopted as Ordinance O-15241 (New Series).

MOTION BY STIRLING TO DISPENSE WITH THE READING AND ADOPT. Second by Williams. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not present.

Apr-21-1980 * ITEM-52:

FILE: ZONE 3/21/80 O-15242

DESCRIPTION:

(O-80-260) Incorporating a portion of SECTION 29, TOWNSHIP 14 SOUTH, RANGE 2 WEST, S.B.B.M., into R-2 ZONE, located east of I-15 and north of Erma Road, in the Scripps Miramar Ranch Community Plan Area. (CASE-61-80-1. Introduced 4/8/80. Council voted 8-0. District 1 not present.)

COUNCIL ACTION: (Tape location: A045).

Adopted as Ordinance O-15242 (New Series).

MOTION BY STIRLING TO DISPENSE WITH THE READING AND ADOPT. Second by Williams. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not present.

Apr-21-1980 * ITEM-53:

FILE: MEET

DESCRIPTION:

(O-80-193 Rev.) Amending Chapter II, Article 4, Division 9, of the San Diego Municipal Code by AMENDING SECTION 24.0907.1, relating to USE OF SURPLUS UNDISTRIBUTED EARNINGS. (Introduced 4/7/80. Council voted 8-0. District 6 not present.)

COUNCIL ACTION: (Tape location: A045).

Adopted as Ordinance O-15243 (New Series).

MOTION BY STIRLING TO DISPENSE WITH THE READING AND ADOPT. Second by Williams. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not present.

Apr-21-1980 * ITEM-54:

FILE: MEET

DESCRIPTION:

(O-80-285) Amending Chapter II, Article 6, of the San Diego Municipal Code by REPEALING SECTION 26.32, relating to the COMMUNITY RELATIONS BOARD.

COUNCIL ACTION: (Tape location: A062).

Introduced, to be adopted May 5, 1980

MOTION BY STIRLING TO INTRODUCE. Second by Gotch. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea.

Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not presen

Apr-21-1980 * ITEM-55:

FILE: MEET

DESCRIPTION:

(O-80-276) Setting aside and dedicating certain lands for a PUBLIC PARK and naming UNIVERSITY GARDENS PARK. (DISTRICT-1)

COUNCIL ACTION: (Tape location: A062).

Introduced, to be adopted May 5, 1980.

MOTION BY STIRLING TO INTRODUCE. Second by Gotch. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea.

Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not presen

Apr-21-1980 * ITEM-56:

FILE: MEET

DESCRIPTION:

Two Ordinances relative to PERMITS FOR SPUR TRACKS:

Subitem-A: (O-80-287)

REVOKING the permission granted by Ordinance 11912 to CONSTRUCT, OPERATE and MAINTAIN said tracks at Newton Avenue and 13th Street.

Subitem-B: (O-80-288)

REVOKING the permission granted by Ordinance 10552 to CONSTRUCT, OPERATE and MAINTAIN said track across Sampson Street and Colton Avenue.

(DISTRICTS S-4 and 8)

NOTE: See City Manager Report CMR-80-218.

COUNCIL ACTION: (Tape location: E590).

Subitem-A introduced, to be adopted May 5, 1980.

Subitem-B introduced, to be adopted May 5, 1980.

MOTION BY MITCHELL TO INTRODUCE. Second by Killea. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea.

Schnaubelt-yea. Gotch-yea. Stirling-not present. Killea-yea. Mayor

Wilson-no

present.

Apr-21-1980 * ITEM-100:

FILE: MEET

DESCRIPTION:

Six Resolutions relative to AWARDING CONTRACTS:

Subitem-A: (R-80-1641)

Worthington Pump Corp. for TWO ROTATING PUMP ASSEMBLIES AND PARTS for Worthington Vertical Pumps for an actual cost including tax, terms and estimated freight of \$263,129.28; authorizing the AUDITOR AND COMPTROLLER to TRANSFER within SEWER REVENUE FUND 41506 from the UNALLOCATED RESERVE to

METROPOLITAN PUMP STATION NO. 1 MAINTENANCE (70233) \$108,644.26 and to METROPOLITAN PUMP STATION NO. 2 MAINTENANCE (70234) \$154,485.02.

Subitem-B: (R-80-1753)

For the Purchase of CONCRETE SAND, PLASTER SAND, CONCRETE AGGREGATE, CRUSHED

AGGREGATE BASE and FILL SAND as may be required for a one-year period ending March 31, 1981: Woodward Sand & Materials, Inc. for SECTIONS I and II; Conrock Company for SECTIONS I and III; Nelson & Sloan for SECTION II with an option to renew the contract for a one-year period; H.G. Fenton Material Company for SECTIONS II, IV and V for an estimated cost including tax and terms of \$182,420.06.

Subitem-C: (R-80-1796)

Mustang Equipment Company for TWO MEDIUM MOTOR GRADERS, for a total cost including tax, terms and less trade-in allowance of \$115,997.32.

Subitem-D: (R-80-1754)

Mission Ford Tractors, Inc. for ONE TRACTOR-LOADER (Ford Model 545) WITH ARTICULATING MOWER for a total cost including tax and terms of \$33,920.

Subitem-E: (R-80-1756)

Certainteed Corporation for furnishing ASBESTOS CEMENT PIPE AND FITTINGS as may be required for a one-year period ending April 30, 1981 for an estimated cost including tax and terms of \$33,072.

Subitem-F: (R-80-1799)

Armor Elevator Company, Inc. for ELEVATOR MAINTENANCE AT CITY
ADMINISTRATION

BUILDING AND CENTRAL LIBRARY for a period of one-year ending April 30, 1981,
for an estimated cost of \$31,046.88 with an option to renew for four
additional one-year periods.

COUNCIL ACTION: (Tape location: A066).

Subitem-A adopted as Resolution R-251619.

Subitem-B adopted as Resolution R-251620.

Subitem-C adopted as Resolution R-251621.

Subitem-D adopted as Resolution R-251622.

Subitem-E adopted as Resolution R-251623.

Subitem-F adopted as Resolution R-251624.

MOTION BY STIRLING TO ADOPT. Second by Williams. Passed by the following
vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea.

Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not
presen

Apr-21-1980 * ITEM-101:

FILE: CONT Select Electric, Inc. - Genesee Ave.

DESCRIPTION:

(R-80-1800) AWARDING A CONTRACT to Select Electric, Inc. for the CONSTRUCTION
OF TRAFFIC SIGNAL AND STREET LIGHTING SYSTEMS at Genesee Avenue and John Jay
Hopkins Drive; authorizing the AUDITOR AND COMPTROLLER to TRANSFER \$44,600
from TRUST FUND 63021 to CIP-68-002.6; authorizing the EXPENDITURE of \$44,600
from CIP-68- 002.6 for said project and related costs. (DISTRICT-1)

COUNCIL ACTION: (Tape location: A066).

Adopted as Resolution R-251625.

MOTION BY STIRLING TO ADOPT. Second by Williams. Passed by the following
vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea.

Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not
presen

Apr-21-1980 * ITEM-102:

FILE: CONT A-00058

DESCRIPTION:

(R-80-1801) INVITING BIDS for the CONSTRUCTION OF TRAFFIC SIGNAL AND

STREET

LIGHTING SYSTEMS at Lake Murray Boulevard and Navajo Road on Specifications Document No. A-00058; authorizing a CONTRACT with the lowest responsible and reliable bidder; authorizing the CITY AUDITOR AND COMPTROLLER to TRANSFER \$34,500 from CIP-90-245 CAPITAL OUTLAY FUND RESERVE to CIP-62-119 LAKE MURRAY

BOULEVARD - NAVAJO ROAD; authorizing the EXPENDITURE not to exceed \$95,500 from GAS TAXFUND 30219 and CAPITAL OUTLAY FUND 30245 for said project and related costs, and authorizing the AUDITOR AND COMPTROLLER, upon advice from the administering department, to TRANSFER excess budgeted funds, if any, to the appropriate reserves. (DISTRICT-7)

COUNCIL ACTION: (Tape location: A066).

Adopted as Resolution R-251626

MOTION BY STIRLING TO ADOPT. Second by Williams. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea.

Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not presen

Apr-21-1980 * ITEM-103:

FILE: CONT A-00059

DESCRIPTION:

(R-80-1803) INVITING BIDS for the CONSTRUCTION OF TRAFFIC SIGNAL AND SAFETY

LIGHTING SYSTEMS at Mission Gorge Road and Rainier Street on Specifications Document No. A-00059; authorizing a CONTRACT with the lowest responsible and reliable bidder; authorizing the CITY AUDITOR AND COMPTROLLER to TRANSFER \$11,200 from CIP-90-220 GAS TAX FUND RESERVE and \$2,300 from CIP-90-245 CAPITAL OUTLAY FUND RESERVE to CIP-62-137 MISSION GORGE ROAD AND RAINIER

STREET; authorizing the EXPENDITURE not to exceed \$56,100 from GAS TAX FUND 30219 and CAPITAL OUTLAY FUND 30245 for said project and related costs, and authorizing the AUDITOR AND COMPTROLLER, upon advice from the administering department, to TRANSFER excess budgeted funds, if any, to the appropriate reserves. (DISTRICT-7)

COUNCIL ACTION: (Tape location: A066).

Adopted as Resolution R-251627.

MOTION BY STIRLING TO ADOPT. Second by Williams. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea.

Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not presen

Apr-21-1980 * ITEM-104:

FILE: CONT A-00060

DESCRIPTION:

(R-80-1802) INVITING BIDS for the CONSTRUCTION OF TRAFFIC SIGNAL AND STREET

LIGHTING SYSTEMS on Euclid Avenue at Federal Boulevard on Specifications Document No. A- 00060; authorizing a CONTRACT with the lowest responsible and reliable bidder; authorizing the CITY AUDITOR AND COMPTROLLER to TRANSFER \$13,100 from CIP-90- 220 GAS TAX FUND RESERVE and \$1,100 from CIP-90-245 CAPITAL OUTLAY FUND RESERVE to CIP-62-118 Euclid Avenue and Federal Boulevard; authorizing the EXPENDITURE not to exceed \$73,200 from GAS TAX FUND 30219 and CAPITAL OUTLAY FUND 30245 for said project and related costs, and authorizing the AUDITOR AND COMPTROLLER, upon advice from the administering department, to TRANSFER excess budgeted funds, if any, to the appropriate reserves.

(DISTRICT-3)

COUNCIL ACTION: (Tape location: A066).

Adopted as Resolution R-251628.

MOTION BY STIRLING TO ADOPT. Second by Williams. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea.

Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not presen

Apr-21-1980 * ITEM-105:

FILE:

Subitem-A CONT A-00061

DESCRIPTION:

Two Resolutions relative to CONSTRUCTION OF WATER MAIN REPLACEMENT GROUP 421:

Subitem-A: (R-80-1805)

INVITING BIDS on Specifications Document No. A-00061; authorizing a CONTRACT with the lowest responsible and reliable bidder; authorizing the CITY AUDITOR AND COMPTROLLER to TRANSFER \$242,795 within WATER REVENUE FUND 41502 from the

UNALLOCATED RESERVE to ANNUAL ALLOCATION MAIN REPLACEMENT CIP-73-083;

authorizing the EXPENDITURE not to exceed \$435,000 from WATER REVENUE FUND 41502 for said project and related costs, and authorizing the AUDITOR AND COMPTROLLER, upon advice from the administering department, to TRANSFER excess budgeted funds, if any, to the appropriate reserves; and

Subitem-B: (R-80-1806)

Authorizing the use of CITY FORCES to perform operational checks and make connections as required in connection with the above construction; cost of said work shall not exceed \$74,015. (DISTRICT-2, DISTRICT-5 and DISTRICT-6)

COUNCIL ACTION: (Tape location: A066).

Subitem-A adopted as Resolution R-251629.

Subitem-B adopted as Resolution R-251630.

MOTION BY STIRLING TO ADOPT. Second by Williams. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not presen

Apr-21-1980 * ITEM-106:

FILE: CONT A-00062

DESCRIPTION:

(R-80-1797) INVITING BIDS for the CONSTRUCTION OF GOLDEN HILL RECREATION CENTER IMPROVEMENTS IN BALBOA PARK on Specifications Document No. A-00062; authorizing a CONTRACT with the lowest responsible and reliable bidder; authorizing the EXPENDITURE not to exceed \$115,000 from CAPITAL OUTLAY FUND 30245 for said project and related costs, and authorizing the AUDITOR AND COMPTROLLER, upon advice from the administering department, to TRANSFER excess budgeted funds, if any, to the appropriate reserves. (DISTRICT-8)

COUNCIL ACTION: (Tape location: A066).

Adopted as Resolution R-251631.

MOTION BY STIRLING TO ADOPT. Second by Williams. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not presen

Apr-21-1980 * ITEM-107:

FILE: CONT A-00063

DESCRIPTION:

(R-80-1804) INVITING BIDS for the CONSTRUCTION OF SWIMMING POOLS RETROFIT FOR

SOLAR HEATING on Specifications Document No. A-00063; authorizing a CONTRACT with the lowest responsible and reliable bidder; authorizing the CITY AUDITOR AND COMPTROLLER to TRANSFER \$60,000 of CAPITAL OUTLAY FUND 30245 from CIP-23-824 CITY LAKES DEVELOPMENT OF RECREATIONAL FACILITIES to CIP-23-105

SWIMMING POOLS RETROFIT FOR SOLAR HEATING AND POOL HEAT CONSERVATION;

authorizing the EXPENDITURE from CIP-23-105 SWIMMING POOL RETROFIT FOR SOLAR

HEATING AND POOL HEAT CONSERVATION of funds in amounts not to exceed \$162,540 from CAPITAL OUTLAY FUND 30245 and from the following PARK SERVICE DISTRICT

FUNDS: 11610, \$5,600; 15610, \$51,700; 11680, \$46,000; 15650, \$5,000; 13470, \$7,700; 11742, \$46,000; 16742, \$26,000 for said project and related costs, and authorizing the AUDITOR AND COMPTROLLER, upon advice from the administering department, to TRANSFER excess budgeted funds, if any, to the appropriate reserves. (DISTRICT-1, DISTRICT-4, DISTRICT-7 and DISTRICT-8)

COUNCIL ACTION: (Tape location: A066).

Adopted as Resolution R-251632.

MOTION BY STIRLING TO ADOPT. Second by Williams. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea.

Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not presen

Apr-21-1980 * ITEM-109:

FILE: SUBD Kensuvik

DESCRIPTION:

(R-80-1890) APPROVING the FINAL SUBDIVISION MAP of KENSUVIK SUBDIVISION, a one-lot subdivision located northwesterly of Iris Avenue and Howard Avenue.

(DISTRICT-8)

COUNCIL ACTION: (Tape location: A066).

Adopted as Resolution R-251633.

MOTION BY STIRLING TO ADOPT. Second by Williams. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea.

Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not presen

Apr-21-1980 * ITEM-110:

FILE: SUBD Parkwood

DESCRIPTION:

(R-80-1923) APPROVING the FINAL SUBDIVISION MAP of PARKWOOD AND ACKNOWLEDGING

RECEIPT OF SUBDIVIDER'S ASSURANCE OF COMPLIANCE WITH THE AFFIRMATIVE MARKETING

PROGRAM, a one-lot subdivision located southeasterly of Mt. Abraham Avenue and Mt. Ada Road. (DISTRICT-5)

COUNCIL ACTION: (Tape location: A066).

Adopted as Resolution R-251634.

MOTION BY STIRLING TO ADOPT. Second by Williams. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea.

Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not presen

Apr-21-1980 * ITEM-112:

FILE: SUBD 7434 Herschel Avenue Condominiums

DESCRIPTION:

(R-80-1920) APPROVING the FINAL SUBDIVISION MAP of 7434 HERSCHEL AVENUE CONDOMINIUMS, a one-lot subdivision located southwesterly of Pearl Street and Herschel Avenue. (DISTRICT-1)

COUNCIL ACTION: (Tape location: A066).

Adopted as Resolution R-251635.

MOTION BY STIRLING TO ADOPT. Second by Williams. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea.

Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not presen

Apr-21-1980 * ITEM-113:

FILE: SUBD La Jolla Alta P. R. D. Units 9 & 10

DESCRIPTION:

(R-80-1919) Declaring the AGREEMENT entered into between La Jolla Alta and the City providing for the installation and completion of improvements in La Jolla Alta P.R.D. Unit Nos. 9 and 10 be amended to substitute an IRREVOCABLE LETTER OF CREDIT NO. L/C SD3135SBY, executed by the subdivider and Security Pacific National Bank; RELEASING that INSTRUMENT OF CREDIT in the amount of \$502,502 issued by San Diego Federal Savings & Loan, dated June 14, 1978.

COUNCIL ACTION: (Tape location: A066).

Adopted as Resolution R-251636.

MOTION BY MITCHELL TO ADOPT. Second by Killea. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-yea.

Gotch-yea. Stirling-not present. Killea-yea. Mayor Wilson-not present.

Apr-21-1980 * ITEM-114:

FILE: STRT D-2212

DESCRIPTION:

(R-80-1831) GRANTING THE PETITION for PAVING and otherwise improving the ALLEY IN BLOCK 5, GRANTVILLE AKA SHERIDAN LANE (between Fairmount Avenue Extension and Riverdale Street and Vandever Avenue) under the provisions of the Improvement Act of 1911; directing the CITY MANAGER to furnish description and plat of the district. (DISTRICT-7)

COUNCIL ACTION: (Tape location: A066).

Adopted as Resolution R-251637.

MOTION BY STIRLING TO ADOPT. Second by Williams. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea.

Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not presen

Apr-21-1980 * ITEM-116:

FILE: STRT J-2318

DESCRIPTION:

(R-80-341) SETTING A PUBLIC HEARING on the INTENTION to VACATE portions of LINDA VISTA ROAD and RUBY STREET. (DISTRICT-5)

COUNCIL ACTION: (Tape location: A066).

Adopted as Resolution R-251638.

MOTION BY STIRLING TO ADOPT. Second by Williams. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea.

Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not presen

Apr-21-1980 * ITEM-117:

FILE: MEET

DESCRIPTION:

(R-80-1928) Authorizing the execution of an AGREEMENT with the Atchison Topeka and Santa Fe Railroad for the cooperative INSTALLATION of RUBBER RAILROAD CROSSING MATERIAL at the railroad grade crossing on Laurel Street (No.

2-266.6); authorizing the expenditure of \$30,000 from GASOLINE TAX FUND 30219 for purchase of rubber railroad crossing material. (DISTRICT-8)

COUNCIL ACTION: (Tape location: A066).

Adopted as Resolution R-251639.

MOTION BY STIRLING TO ADOPT. Second by Williams. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea.

Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not presen

Apr-21-1980 * ITEM-118:

FILE: MEET

DESCRIPTION:

(R-80-1891) Authorizing the Auditor and Comptroller to TRANSFER within General Fund 100 the sum of \$485,000 to the Auditor and Comptroller's department (050), Object Account 4992 from the following departments in amounts as indicated:

Department	Dept. No.	Object Account	Amount
Financial Management	055	4992	\$110,000
Personnel	060	4991	40,000
Personnel	060	4992	10,000
Police	110	4991	10,000
Police	110	4992	90,000
Building Inspection	130	4991	25,000
Building Inspection	130	4992	85,000
G.S. Solid Waste Div.	533	4991	2,000
G.S. Solid Waste Div.	533	4992	15,000

G.S. Solid Waste Div.	533	4993	3,000
Nondepartmental	601	4991	95,000
TOTAL			\$485,000

COUNCIL ACTION: (Tape location: A066).

Adopted as Resolution R-251640.

MOTION BY STIRLING TO ADOPT. Second by Williams. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not presen

Apr-21-1980 * ITEM-119:

FILE: MEET

DESCRIPTION:

(R-80-1852 Rev.) Authorizing the acceptance of \$174,007.14 from ST. PAUL FIRE AND MARINE INSURANCE COMPANY in FULL SETTLEMENT for FIRE DAMAGE to the Equipment Division Garage, Building 31, Central Operations Station; authorizing the execution of a RELEASE OF CLAIMS in a form to approved by the CITY ATTORNEY; authorizing the ESTABLISHMENT of a SPECIAL FUND specifically to identify and hold monies paid to the City as the result of damage or losses occurring at City Operations Stations; authorizing the EXPENDITURES from the new fund to make REPAIRS AND MODIFICATIONS to the aforementioned Equipment Division Garage at a cost not to exceed \$87,000.

COUNCIL ACTION: (Tape location: A066).

Adopted as Resolution R-251641.

MOTION BY STIRLING TO ADOPT. Second by Williams. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not presen

Apr-21-1980 ITEM-120:

FILE: MEET

DESCRIPTION:

(R-80-1936) REVOKING PERMISSION to construct, operate and maintain a SPUR TRACK along and across Commercial Street adjacent to BLOCK 104, CENTRAL PARK ADDITION, between 30th and 31st Streets in accordance with Condition No. 10 as contained in Resolution No. R-147890.

COUNCIL ACTION: (Tape location: A066).

Adopted as Resolution R-251642.

MOTION BY STIRLING TO ADOPT. Second by Williams. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not presen

Apr-21-1980 * ITEM-121:

FILE: MEET

DESCRIPTION:

(R-80-1813) Excusing COUNCILMAN BILL MITCHELL from the MORNING SESSION of the

April 8, 1980 and AFTERNOON SESSION of the April 21, 1980 CITY COUNCIL MEETINGS for the purpose of VACATION.

COUNCIL ACTION: (Tape location: A066).

Adopted as Resolution R-251643.

MOTION BY MITCHELL TO ADOPT AS AMENDED ITEM 121 TO DELETE EXCUSING COUNCILMEMBER MITCHELL FROM THE APRIL 21, 1980 COUNCIL MEETING AND CHANGE THE

PURPOSE OF THE EXCUSE FROM THE APRIL 8, 1980 MEETING TO CITY BUSINESS. Second

by Killea. Passed by the following vote: Mitchell-yea. Cleator-yea.

Lowery-yea. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-not present.

Killea-yea. Mayor Wilson-not present.

Apr-21-1980 * ITEM-122:

FILE: MEET

DESCRIPTION:

(R-80-1904) Excusing COUNCILMAN BILL CLEATOR from the April 10, 1980 meeting of the PUBLIC FACILITIES AND RECREATION COMMITTEE due to VACATION.

COUNCIL ACTION: (Tape location: A066).

Adopted as Resolution R-251644.

MOTION BY STIRLING TO ADOPT. Second by Williams. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea.

Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not presen

Apr-21-1980 ITEM-201:

FILE: SUBD

DESCRIPTION:

(Continued from the Meeting of March 24, 1980 the owner's request.) 0 0 Three Resolutions relative to the FINAL SUBDIVISION MAP of EAGLE RIDGE ESTATES, a 109-lot subdivision located northwesterly of Navajo Road and Cowles Mountain Boulevard: (DISTRICT-7)

Subitem-A: (R-80-1676)

Authorizing the execution of an AGREEMENT with San Carlos Park for the installation and completion of improvements;

Subitem-B: (R-80-1675)

APPROVING THE FINAL MAP AND ACKNOWLEDGING RECEIPT OF SUBDIVIDER'S ASSURANCE OF COMPLIANCE WITH THE AFFIRMATIVE MARKETING PROGRAM; and

Subitem-C: (R-80-1647)

Approving the acceptance of DEED of San Carlos Park, granting to City LOTS 106, 107, 108, 109 and LOT A of EAGLE RIDGE ESTATES.

COUNCIL ACTION: (Tape location: A040).

Continued to June 2, 1980.

MOTION BY STIRLING TO CONTINUE TO JUNE 2, 1980, AT OWNER'S REQUEST.

Second by

Williams. Passed by the following vote: Mitchell-yea. Cleator-yea.

Lowery-yea. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea.

Killea-yea. Mayor Wilson-not present.

Apr-21-1980 ITEM-S400:

FILE: MEET

DESCRIPTION: (R-80-1996) Authorizing and directing the CITY MANAGER and CITY ATTORNEY to PREPARE and DELIVER an appropriate NOTICE TO LESSEES in the San Pasqual Valley area to TEMPORARILY CEASE and DESIST from conducting any DREDGING OPERATIONS other than those absolutely necessary to maintain a channel pursuant to their leases; declaring that no sand shall be sold, contracted for future sale or exchanged for any consideration nor shall any excavating, recontouring or other moving of sand occur without specific approval by the appropriate City agency nor without notification to the Public Facilities and Recreation Committee prior to the granting of any permit; declaring that the cessation of sand removal activities shall be temporary and it is anticipated that such activities shall be allowed to recommence, subject to appropriate controls and specifications, after a thorough engineering study of the situation has been completed and reviewed.

NOTE: See City Manager Report CMR-80-219.

COMMITTEE ACTION:

Initiated by PUBLIC FACILITIES AND RECREATION COMMITTEE on 4/10/80.

Recommendation to ADOPT the Resolution. Districts 1, 6, 7 and 8 voted yea.

District 2 not present.

COUNCIL ACTION: (Tape location: C561-E374).

Trailed to 10:00 a.m. April 22, 1980.

Motion by Mitchell to adopt with amendments: that no dredging, excavating or removal of sand be done without a Land Development Permit; that the Engineering and Development Department monitor all sand dredging; that

contractors submit monthly reports on amounts of sand and the remuneration; that the Auditor monitor the sand operation and the City Attorney monitor percentage of profits; that the City participate in 50% net/gross profits.

No

Second.

Motion by Cleator to direct the City Manager to form a plan for a pilot channel and specific requirements for sand dredging, and direct the Auditor and Property Department to work out the financial arrangement.

Second by

Schnaubelt. Motion withdrawn.

Motion by Schnaubelt to suspend the rules to continue the Council meeting past 5:30 p.m. to 6:00 p.m.

Second by Killea. Passed by the following vote:

Yeas-1,3,4,5,6,8. Not present-2,7,M.

Apr-21-1980 ITEM-S401:

FILE: MEET

DESCRIPTION:

(R-80-1897) (Continued from the Meeting of April 15, 1980, at Councilman Stirling's request for further Ordinance/Resolution preparation.) Directing the City Attorney to prepare the appropriate resolutions and/or ordinances to take action to ORDER the TEMPORARY HALT of DEVELOPMENT of any PROJECT within 1000 yards of the MISSION TRAILS REGIONAL PARK so that the Planning Commission and City Council can consider amendments to the General Plan for these areas as called for in the Master Development Plan Report, Environmental Impact Report EIR-78-08-15C adopted by Resolution R-223163, said resolutions and/or ordinances to be prepared on the basis of presentations made at the time of consideration of the adoption of this resolution.

COUNCIL ACTION: (Tape location: A085-C520).

No action taken (deemed filed).

ADDITIONAL BUSINESS:

DESCRIPTION:

During consideration of the regular business item, the following resolution was adopted.

(R-80-2033) SETTING A PUBLIC HEARING for the Council Meeting of May 5, 1980 at 2:00 p.m. time certain for the purpose of considering the adoption of an ORDINANCE to TEMPORARILY PROHIBIT the CONSTRUCTION of buildings exceeding four

stories in height in an area 1000 yards wide immediately ADJACENT TO MISSION TRAILS REGIONAL PARK on the grounds that such construction is inconsistent with the master plan development report for the park and the Progress Guide and General Plan. The Council shall also consider whether said ordinance should be adopted as an emergency ordinance under Section 17 of the City Charter.

COUNCIL ACTION: (Tape location: A085-C520).

Adopted as Resolution R-251646.

Motion by Stirling to adopt. No second.

Motion by Stirling to suspend the rules to allow 25 minutes for testimony per side. Second by Killea. Passed by the following vote: Yeas-1,2,3,4,5,6,7,8.

Not present-M.

MOTION BY STIRLING TO ADOPT R-80-2033; AND DIRECT THE CITY ATTORNEY TO REVISE

THE PROPOSED ORDINANCE TO INCLUDE THE AMENDMENT PRESENTED BY MR. DAWSON.

Second by Williams. Passed by the following vote: Mitchell-yea.

Cleator-nay. Lowery-yea. Williams-yea. Schnaubelt-nay. Gotch-yea.

Stirling-yea. Killea-yea. Mayor Wilson-not present.

Apr-21-1980 ITEM-UC-1:

FILE: MEET

DESCRIPTION:

(R-80-0000) A Resolution presented to the City Council with UNANIMOUS CONSENT:

Requesting the U. S. Secretary of Commerce to reject the proposal to declare

the northern offshore spotted porpoise stock to be "legally depleted;" that a

General Permit be granted to the American Tunaboat Association to allow U. S.

Flag Tuna Vessels to take porpoises incidentally while fishing for tuna.

COUNCIL ACTION: (Tape location: E400).

Adopted as Resolution R-251647.

MOTION BY CLEATOR TO ADOPT. Second by Gotch. Passed by the following vote:

Mitchell-yea. Cleator-yea. Lowery-yea. Williams-not present.

Schnaubelt-yea. Gotch-yea. Stirling-not present. Killea-yea. Mayor

Wilson-no

present.

Apr-21-1980 ITEM-UC-2:

FILE: MEET

DESCRIPTION:

(R-80-0000) A Resolution presented to the City Council with UNANIMOUS CONSENT:

Wishing Mayor Pete Wilson the best of health and a speedy recovery.

COUNCIL ACTION: (Tape location: E400).

Adopted as Resolution R-251648.

MOTION BY GOTCH TO ADOPT. Second by Cleator. Passed by the following vote:

Mitchell-yea. Cleator-yea. Lowery-yea. Williams-not present.

Schnaubelt-yea. Gotch-yea. Stirling-not present. Killea-yea. Mayor

Wilson-no

present.

Apr-21-1980 ADJOURNMENT:

FILE: Minutes File

COUNCIL ACTION:

Motion by Gotch to adjourn in memory of Supervising Juvenile Court Judge Howard Jack Bechefskey and Guillermo Chaco Vera, San Diego-Leon Sister City Society representative. Second by Cleator. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-not present. Schnaubelt-yea. Gotch-yea. Stirling-not present. Killea-yea. Mayor Wilson-not present.

Apr-21-1980

ITEM-150:

FILE: MEET

DESCRIPTION:

(O-80-189 Rev.) Amending Chapter VIII, Article 6, of the San Diego Municipal Code by AMENDING SECTION 86.23(a), relating to PARKING VEHICLES FOR SALE OR SERVICE PROHIBITED.

COMMITTEE ACTION:

Reviewed by TRANSPORTATION AND LAND USE (TLU) on 1/30/80. Recommendation to INTRODUCE the Ordinance. Districts 2, 4, 5, 6 and 8 voted yea.

COUNCIL ACTION: (Tape location: E573).

Introduced, to be adopted May 5, 1980.

MOTION BY KILLEA TO INTRODUCE. Second by Williams. Passed by the following vote: Mitchell-nay. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-not present. Killea-yea. Mayor Wilson-not present.

Apr-21-1980

ITEM-151:

FILE: MEET

DESCRIPTION:

(O-80-171 Rev. 2) AMENDING Chapter IX, Article 5, Division 1 of the San Diego Municipal Code by AMENDING SECTIONS 95.0118 and 95.0122 relating to SIGNS.

COMMITTEE ACTION:

Reviewed by TRANSPORTATION AND LAND USE COMMITTEE (TLU) on 1/30/80. Recommendation to INTRODUCE the Ordinance. Districts 2, 4, 5 and 8 voted yea. District 6 voted nay.

COUNCIL ACTION: (Tape location: E374 - E590).

Introduced, to be adopted May 5, 1980.

MOTION BY WILLIAMS TO INTRODUCE AND DIRECT THE CITY MANAGER TO REPORT IN

JANUARY, 1981 ON THE STATUS OF SIGN COMPLIANCE. Second by Killea. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-yea. Gotch-nay. Stirling-not present. Killea-yea. Mayor

Wilson-not present.

Apr-21-1980

ITEM-152:

FILE: MEET

DESCRIPTION:

(R-80-1968) Declaring that the Council SUPPORTS THE CONCEPT of the CITY OF CORONADO'S COASTAL ACCESS PROJECT which includes construction of an observation deck over San Diego Unified Port District property which is within the City boundary of the City of San Diego.

COMMITTEE ACTION:

Initiated by TRANSPORTATION AND LAND USE COMMITTEE (TLU) on 4/9/80.

Recommendation to ADOPT the Resolution. Districts 2, 4 and 8 voted yea.

District 5 not present. District 6 abstaining.

COUNCIL ACTION: (Tape location: E633).

Adopted as Resolution R-251645.

MOTION BY WILLIAMS TO ADOPT. Second by Gotch. Passed by the following vote:

Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-yea.

Gotch-yea. Stirling-not present. Killea-yea. Mayor Wilson-not present.